IN THE UNITED STATES DISTRICT COURT WESTERN DISTRICT OF NORTH CAROLINA STATESVILLE DIVISION

CHARLES A. SUDDRETH and wife,) LUCILLE G. SUDDRETH; BETTY G.) **CIVIL NO. 5:98CV29** BROWN, Individually and as Executrix of) the Estate of Everett C. Brown, Deceased;) CAROL JEAN BYNUM, Individually and) as Representative of the Estate of Steve W.) Bynum, Deceased,; MAVIS R. MULLIS, **ORDER OF DISMISSAL WITH**) Individually and as Executrix of the Estate PREJUDICE OF) of James Parks Mullis, Deceased; DAVID **DEFENDANT AMCHEM**) E. STEELE, Executor of the Estate of Erbie PRODUCTS, INC.) L. Steele, and wife, MARIE K. STEELE: JANE WALSER, Individually and as) Personal Representative of the Estate of) Wilford D. Walser; REGINALD B.) BALLARD and wife, NANCY C.) BALLARD; EUGENE BEAVER and wife,) NITA S. BEAVER; MICHAEL E. BILYEU) and wife, JOEANN G. BILYEU; BRIAN D.) BOST; EUGENE H. BROOKS and wife,) JACQUALINE B. BROOKS, ERNEST B.) **BURTON** and wife, E. INEZ BURTON;) JAMES D. COMER and wife, JANE B.) COMER; CHARLES L. CRISP and wife,) LINDA S. CRISP; HAROLD D. DALTON,) SR.; DAVID L. EARLS and wife,) **DEBORAH P. EARLS, OLLEN J. FARRIS**) and wife, LINDA JOYCE FARRIS;) ARNOLD R. FLOYD and wife, RUBY T.) FLOYD: JAMES D. GILLESPIE and wife.) WILLA W. GILLESPIE; MADGE L.) **HENSLEY** and husband. CHARLES T.) HENSLEY; STEVEN F. HOLLARS,) Executrix of the Estate of Jack F. Hollars,) Deceased, and ARTHURENE S.) **HOLLARS**; **DONALD** C. **HOLLIS**;) CHARLIES R. HORD and wife,) **BEVERLY P. HORD; JACK B. HUGHES**) and wife, SARAH ESTHER HUGHES;) ARCHIE HUMPHRIES, JR. and wife.) MARGARET M. HUMPHRIES,) BARBARA R. HUMPHRIES, Executrix of

the Estate of Buddy R. Humphries, Deceased; LARRY K. HUMPHRIES and wife, THERESA N. HUMPHRIES; WILLIAM E. JACOBS and wife, EDITH H. JACOBS; BILLY BROWN JARRETT, and wife, EVA MAE JARRETT; JAMES A. KISNER and wife, BRENDA G. KISNER; ZENO B. LANCASTER and wife, KATHERINE B. LANCASTER; SAM L. LYNN; CLYDE R. McKNIGHT and wife, MADELYN G. McKNIGHT; WALTER H. MABE, JR. and wife, KATHY L. MABE; LEON B. MAUNEY and wife, EUNICE W. MAUNEY; KENNETH H. MOREE and wife, LYNN D. MOREE; MARY ALRIDGE SCRUGGS, Individually and as Executrix of the Estate of Joe Scruggs, Deceased; CORRINE F. SMITH and husband, JERRY L. SMITH; JACKSON J. SMITH and wife, CAROLYN S. SMITH; LOYD L. SUTTON and wife, MARGARET H. SUTTON; WILLIAM C. THOMAS; CECIL B. THOMPSON and wife, MARGIE B. THOMPSON; WALTER D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, Vs. ACandS, INC., et al., Defendants.	the Fetate of Duddy D. Humanhaice	`	
wife, THERESA N. HUMPHRIES; WILLIAM E. JACOBS and wife, EDITH H. JACOBS; BILLY BROWN JARRETT; and wife, EVA MAE JARRETT; JAMES A. KISNER and wife, BRENDA G. KISNER; ZENO B. LANCASTER; SAM L. LYNN; CLYDE R. McKNIGHT and wife, MADELYN G. McKNIGHT; WALTER H. MABE, JR. and wife, KATHY L. MABE; JEON B. MAUNEY and wife, EUNICE W. MAUNEY; KENNETH H. MOREE and wife, LYNN D. MOREE; MARY ALRIDGE SCRUGGS, Individually and as Executrix of the Estate of Joe Scruggs, Deceased; CORRINE F. SMITH and husband, JERRY L. SMITH; JACKSON J. SMITH and wife, CAROLYN S. SMITH; LOYD L. SUTTON and wife, MARGARET H. SUTTON; WILLIAM C. THOMAS; CECIL B. THOMPSON and wife, MARGIE B. THOMPSON and wife, MARGIE B. THOMPSON; WALTER D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased,	· ·		
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H. JACOBS; BILLY BROWN JARRETT, and wife, EVA MAE JARRETT; JAMES A. KISNER and wife, BRENDA G. KISNER; ZENO B. LANCASTER and wife, KATHERINE B. LANCASTER; SAM L. LYNN; CLYDE R. McKNIGHT and wife, MADELYN G. McKNIGHT; WALTER H. MABE, JR. and wife, KATHY L. MABE; LEON B. MAUNEY and wife, EUNICE W. MAUNEY; KENNETH H. MOREE and wife, LYNN D. MOREE; MARY ALRIDGE SCRUGGS, Individually and as Executrix of the Estate of Joe Scruggs, Deceased; CORRINE F. SMITH and husband, JERRY L. SMITH; JJACKSON J. SMITH and wife, CAROLYN S. SMITH; LOYD L. SUTTON and wife, MARGARET H. SUTTON; WILLIAM C. THOMAS; CECIL B. THOMPSON and wife, MARGIE B. THOMPSON walter D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, vs. ACandS, INC., et al.,			
and wife, EVA MAE JARRETT; JAMES A. KISNER and wife, BERNDA G. KISNER; ZENO B. LANCASTER and wife, KATHERINE B. LANCASTER; SAM L. LYNN; CLYDE R. McKNIGHT and wife, MADELYN G. McKNIGHT; WALTER H. MABE, JR. and wife, KATHY L. MABE, JR. and wife, KANDETH H. MOREE and wife, LYNN D. MOREE; MARY ALRIDGE SCRUGGS, Individually and as Executrix of the Estate of Joe Scruggs, Deceased; CORRINE F. SMITH and husband, JERRY L. SMITH; JACKSON J. SMITH and wife, CAROLYN S. SMITH; LOYD L. SUTTON and wife, MARGARET H. SUTTON; WILLIAM C. THOMAS; CECIL B. THOMPSON and wife, MARGIE B. THOMPSON; WALTER D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, ys. ACandS, INC., et al.,	,		
A. KISNER and wife, BRENDA G. KISNER; ZENO B. LANCASTER and wife, KATHERINE B. LANCASTER; SAM L. LYNN; CLYDE R. McKNIGHT and wife, MADELYN G. McKNIGHT; WALTER H. MABE, JR. and wife, KATHY L. MABE; LEON B. MAUNEY and wife, EUNICE W. MAUNEY; KENNETH H. MOREE and wife, LYNN D. MOREE; MARY ALRIDGE SCRUGGS, Individually and as Executrix of the Estate of Joe Scruggs, Deceased; CORRINE F. SMITH and husband, JERRY L. SMITH; JACKSON J. SMITH and wife, CAROLYN S. SMITH; LOYD L. SUTTON and wife, MARGARET H. SUTTON; WILLIAM C. THOMAS; CECIL B. THOMPSON and wife, MARGIE B. THOMPSON; WALTER D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, vs. ACandS, INC., et al.,			
KISNER; ZENO B. LANCASTER and wife, KATHERINE B. LANCASTER; SAM L. LYNN; CLYDE R. McKNIGHT and wife, MADELYN G. McKNIGHT; WALTER H. MABE, JR. and wife, KATHY L. MABE; LEON B. MAUNEY and wife, EUNICE W. MAUNEY; KENNETH H. MOREE and wife, LYNN D. MOREE; MARY ALRIDGE SCRUGGS, Individually and as Executrix of the Estate of Joe Scruggs, Deceased; CORRINE F. SMITH and husband, JERRY L. SMITH; JACKSON J. SMITH and wife, CAROLYN S. SMITH; LOYD L. SUTTON and wife, MARGARET H. SUTTON; WILLIAM C. THOMAS; CECIL B. THOMPSON and wife, MARGIE B. THOMPSON; WALTER D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, Vs. ACandS, INC., et al.,	,)	
wife, KATHERINE B. LANCASTER; SAM L. LYNN; CLYDE R. McKNIGHT and wife, MADELYN G. McKNIGHT; WALTER H. MABE, JR. and wife, KATHY L. MABE; LEON B. MAUNEY and wife, EUNICE W. MAUNEY; KENNETH H. MOREE and wife, LYNN D. MOREE; MARY ALRIDGE SCRUGGS, Individually and as Executrix of the Estate of Joe Scruggs, Deceased; CORRINE F. SMITH and husband, JERRY L. SMITH; JACKSON J. SMITH and wife, CAROLYN S. SMITH; LOYD L. SUTTON and wife, MARGARET H. SUTTON; WILLIAM C. THOMAS; CECIL B. THOMPSON and wife, MARGIE B. THOMPSON; WALTER D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, Vs. ACandS, INC., et al.,)	
L. LYNN; CLYDE R. McKNIGHT and wife, MADELYN G. McKNIGHT; WALTER H. MABE, JR. and wife, KATHY L. MABE; LEON B. MAUNEY and wife, EUNICE W. MAUNEY; KENNETH H. MOREE and wife, LYNN D. MOREE; MARY ALRIDGE SCRUGGS, Individually and as Executrix of the Estate of Joe Scruggs, Deceased; CORRINE F. SMITH and husband, JERRY L. SMITH; JACKSON J. SMITH and wife, CAROLYN S. SMITH; LOYD L. SUTTON and wife, MARGARET H. SUTTON; WILLIAM C. THOMAS; CECIL B. THOMPSON and wife, MARGIE B. THOMPSON; WALTER D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, Vs. ACandS, INC., et al.,	,)	
wife, MADELYN G. McKNIGHT; WALTER H. MABE, JR. and wife, KATHY L. MABE; LEON B. MAUNEY and wife, EUNICE W. MAUNEY; KENNETH H. MOREE and wife, LYNN D. MOREE; MARY ALRIDGE SCRUGGS, Individually and as Executrix of the Estate of Joe Scruggs, Deceased; CORRINE F. SMITH and husband, JERRY L. SMITH; JACKSON J. SMITH and wife, CAROLYN S. SMITH; LOYD L. SUTTON and wife, MARGARET H. SUTTON; WILLIAM C. THOMAS; CECIL B. THOMPSON and wife, MARGIE B. THOMPSON; WALTER D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, VS. ACandS, INC., et al.,)	
WALTER H. MABE, JR. and wife, KATHY L. MABE; LEON B. MAUNEY and wife, EUNICE W. MAUNEY; KENNETH H. MOREE and wife, LYNN D. MOREE; MARY ALRIDGE SCRUGGS, Individually and as Executrix of the Estate of Joe Scruggs, Deceased; CORRINE F. SMITH and husband, JERRY L. SMITH; JACKSON J. SMITH and wife, CAROLYN S. SMITH; LOYD L. SUTTON and wife, MARGARET H. SUTTON; WILLIAM C. THOMAS; CECIL B. THOMPSON and wife, MARGIE B. THOMPSON; WALTER D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, Vs. ACandS, INC., et al.,	L. LYNN; CLYDE R. McKNIGHT and)	
KATHY L. MABE; LEON B. MAUNEY and wife, EUNICE W. MAUNEY; KENNETH H. MOREE and wife, LYNN D. MOREE; MARY ALRIDGE SCRUGGS, Individually and as Executrix of the Estate of Joe Scruggs, Deceased; CORRINE F. SMITH and husband, JERRY L. SMITH; JACKSON J. SMITH and wife, CAROLYN S. SMITH; LOYD L. SUTTON and wife, MARGARET H. SUTTON; WILLIAM C. THOMAS; CECIL B. THOMPSON and wife, MARGIE B. THOMPSON; WALTER D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, vs. ACandS, INC., et al.,	wife, MADELYN G. McKNIGHT;)	
and wife, EUNICE W. MAUNEY; KENNETH H. MOREE and wife, LYNN D. MOREE; MARY ALRIDGE SCRUGGS, Individually and as Executrix of the Estate of Joe Scruggs, Deceased; CORRINE F. SMITH and husband, JERRY L. SMITH; JACKSON J. SMITH and wife, CAROLYN S. SMITH; LOYD L. SUTTON and wife, MARGARET H. SUTTON; WILLIAM C. THOMAS; CECIL B. THOMPSON and wife, MARGIE B. THOMPSON; WALTER D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, vs. ACandS, INC., et al.,	WALTER H. MABE, JR. and wife,)	
KENNETH H. MOREE and wife, LYNN D. MOREE; MARY ALRIDGE SCRUGGS, Individually and as Executrix of the Estate of Joe Scruggs, Deceased; CORRINE F. SMITH and husband, JERRY L. SMITH; JACKSON J. SMITH and wife, CAROLYN S. SMITH; LOYD L. SUTTON and wife, MARGARET H. SUTTON; WILLIAM C. THOMAS; CECIL B. THOMPSON and wife, MARGIE B. THOMPSON; WALTER D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, Vs. ACandS, INC., et al.,	KATHY L. MABE; LEON B. MAUNEY)	
MOREE; MARY ALRIDGE SCRUGGS, Individually and as Executrix of the Estate of Joe Scruggs, Deceased; CORRINE F. SMITH and husband, JERRY L. SMITH; JACKSON J. SMITH and wife, CAROLYN S. SMITH; LOYD L. SUTTON and wife, MARGARET H. SUTTON; WILLIAM C. THOMAS; CECIL B. THOMPSON and wife, MARGIE B. THOMPSON; WALTER D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, vs. ACandS, INC., et al.,	and wife, EUNICE W. MAUNEY;)	
Individually and as Executrix of the Estate of Joe Scruggs, Deceased; CORRINE F. SMITH and husband, JERRY L. SMITH; JACKSON J. SMITH and wife, CAROLYN S. SMITH; LOYD L. SUTTON and wife, MARGARET H. SUTTON; WILLIAM C. THOMAS; CECIL B. THOMPSON and wife, MARGIE B. THOMPSON; WALTER D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, vs. ACandS, INC., et al.,	KENNETH H. MOREE and wife, LYNN D.)	
of Joe Scruggs, Deceased; CORRINE F. SMITH and husband, JERRY L. SMITH; JACKSON J. SMITH and wife, CAROLYN S. SMITH; LOYD L. SUTTON and wife, MARGARET H. SUTTON; WILLIAM C. THOMAS; CECIL B. THOMPSON and wife, MARGIE B. THOMPSON; WALTER D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, vs. ACandS, INC., et al.,	MOREE; MARY ALRIDGE SCRUGGS,)	
of Joe Scruggs, Deceased; CORRINE F. SMITH and husband, JERRY L. SMITH; JACKSON J. SMITH and wife, CAROLYN S. SMITH; LOYD L. SUTTON and wife, MARGARET H. SUTTON; WILLIAM C. THOMAS; CECIL B. THOMPSON and wife, MARGIE B. THOMPSON; WALTER D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, vs. ACandS, INC., et al.,	Individually and as Executrix of the Estate)	
SMITH and husband, JERRY L. SMITH; JACKSON J. SMITH and wife, CAROLYN S. SMITH; LOYD L. SUTTON and wife, MARGARET H. SUTTON; WILLIAM C. THOMAS; CECIL B. THOMPSON and wife, MARGIE B. THOMPSON; WALTER D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, vs. ACandS, INC., et al.,	•		
JACKSON J. SMITH and wife, CAROLYN S. SMITH; LOYD L. SUTTON and wife, MARGARET H. SUTTON; WILLIAM C. THOMAS; CECIL B. THOMPSON and wife, MARGIE B. THOMPSON; WALTER D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, vs. ACandS, INC., et al.,	SMITH and husband, JERRY L. SMITH;		
S. SMITH; LOYD L. SUTTON and wife, MARGARET H. SUTTON; WILLIAM C. THOMAS; CECIL B. THOMPSON and wife, MARGIE B. THOMPSON; WALTER D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, Vs. ACandS, INC., et al.,	JACKSON J. SMITH and wife, CAROLYN		
MARGARET H. SUTTON; WILLIAM C. THOMAS; CECIL B. THOMPSON and wife, MARGIE B. THOMPSON; WALTER D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, vs. ACandS, INC., et al.,	S. SMITH; LOYD L. SUTTON and wife,		
THOMAS; CECIL B. THOMPSON and wife, MARGIE B. THOMPSON; WALTER D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, vs. ACandS, INC., et al.,	MARGARET H. SUTTON; WILLIAM C.		
wife, MARGIE B. THOMPSON; WALTER D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, vs. ACandS, INC., et al.,	THOMAS; CECIL B. THOMPSON and		
D. THOMPSON, CAROLYN I. WAGNER, Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, vs. ACandS, INC., et al.,	wife, MARGIE B. THOMPSON; WALTER		
Individually and as Executrix of the Estate of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased,) Plaintiffs,) vs.) ACandS, INC., et al.,	D. THOMPSON, CAROLYN I. WAGNER,		
of Kenneth L. Wagner, Deceased; SARAH B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, vs. ACandS, INC., et al.,			
B. WALTERS, Individually and as Representative of the Estate of James B. Walters, Deceased, Plaintiffs, vs. ACandS, INC., et al.,			
Representative of the Estate of James B. Walters, Deceased, Plaintiffs, vs. ACandS, INC., et al.,)	
Walters, Deceased, Plaintiffs, vs. ACandS, INC., et al.,	The state of the s)	
Plaintiffs,) vs.) ACandS, INC., et al.,	-)	
vs. ACandS, INC., et al.,)	
vs. ACandS, INC., et al.,	Plaintiffs,	j	
ACandS, INC., et al.,	, ,	ĺ	
ACandS, INC., et al.,	vs.	ĺ	
		j	
	ACandS, INC., et al.,		
Defendants.	,,,		
	Defendants.		
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THIS MATTER is before the Court on the motion of all the Plaintiffs herein and

Defendant Amchem Products, Inc., to dismiss this action with prejudice as to that Defendant.

For good cause appearing,

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the joint motion to dismiss is ALLOWED, and the claims of each of the Plaintiffs herein against the Defendant Amchem Products, Inc., are hereby DISMISSED WITH PREJUDICE.

Signed: March 23, 2007

Lacy H. Thornburg

United States District Judge